

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

PUBLIC SERVICES – Prohibition & Excise Department –Sri K. Pradeep Rao, P&ES, presently working as District Proh. & Excise Officer, Malkajgiri, Medchal Malkajgiri District in Telangana – Notional Promotion in the category of Prohibition & Excise Superintendent on par with his juniors in the panel year 2013-14 – Accorded - Orders - Issued.

REVENUE (EXCISE) DEPARTMENT

G.O.Ms.No. 302

Date: 29.10.2021.

Read the following:-

1. G.O.Ms.No.14, Rev. (Ex.I) Dept., dated.08.01.2018.
2. G.O. Rt.No.66, Rev. (Ex.I) Dept., dated.08.01.2018.
3. From Sri K. Pradeep Rao, P&ES, presently working as District Proh. & Excise Officer, Malkajgiri, Medchal Malkajgiri District in Telangana Representations dated.02.09.2020 & 08.09.2020 with Hon'ble High Court interim orders in WP No.9483/2020, dated.31.08.2020.
4. Govt. Memo.No.REV01-CPE0CPEC(CCHC)/68/2020-EXCISE-I, Dated: 20.07.2020
5. From the CPE, A.P., Cr.No.1472/2018/CPE/A2, Dated:30.07.2020
6. Govt.Memo.No.REV01-CPE0CPEC(CCHC)/68/2020-EXCISE, Dated:15.09.2020
7. From the CPE, A.P., Cr.No.11025/48 /2020/CPE /A2, Dated:09.11.2020
8. Govt. Memo.No. REV01-CPE0CPEC (CCHC)/ 68/2020 - EXCISE, Dated:29.09.2020
9. From the CPE, A.P., Cr.No. 11025/48/2020/CPE/A2, Dated: 14.10.2021.

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ORDER:

In the reference 1st read above, orders were issued accepting the recommendations of the Departmental Promotion Committee and approving the year wise panels of Assistant Prohibition & Excise Superintendents fit for promotion to the category of Prohibition & Excise Superintendents for the panel years 2010-11, 2011-12, 2012-13 and 2013-2014 (Upto 01.06.2014). In the said orders, among other officers, the name of Sri K. Pradeep Rao, Assistant Prohibition & Excise Superintendent was included at Sl.No.4 for the panel year 2013-14 but deferred the promotion till the termination of disciplinary cases pending against him.

2. In the reference 2nd read above, promotions were accorded to all the eligible candidates.

3. In the reference 3rd read above, Sri K Pradeep Rao, P&ES, presently working as District Proh. & Excise Officer, Malkajgiri, Medchal Malkajgiri District in Telangana has inter-alia requested to issue necessary orders for according notional promotion to him in the cadre of P&ES from the panel year 2013-14 and allocate him to Telangana State permanently through Department of Personnel & Training, duly keeping in view the following interim orders Hon'ble High Court of Telangana in WP No.9483/2020, dated.31.08.2020 :-

"Having regard to Memo No.376867/Ex.I(1)/2016, dt.19.07.2018 issued by the Chief Secretary to Government, Revenue (Excise-I) Department of the Government of Andhra Pradesh, and also having regard to the fact that admittedly, no disciplinary, action by issuance of a charge memo was initiated against the petitioner in respect of the alleged ACB Trap case where criminal proceedings are admittedly dropped, there shall be interim direction as prayed for"

P.T.O.

4. In the references 5th and 7th read above, the Commissioner of Prohibition & Excise, AP, Vijayawada has furnished reports. After examining the same, Government have decided to implement the orders of the Hon'ble High Court of Telangana in W.P.No.9483/2020 filed by Sri K.Pradeep Rao, Excise Superintendent and accordingly, the Commissioner of Prohibition & Excise, A.P., Vijayawada has been requested to furnish a detailed report along with specific recommendations to the Government for taking further necessary action in the matter and to avoid further legal complications, vide reference 8th read above.

- i) two (2) disciplinary cases pending against the individual. (1) Regarding the liquor syndicate case, the enquiry report furnished by the COI has been communicated to the individual through the CPE, Telangana State to offer his written statement within (15) days and to take necessary action and it is pending with them. (2) Regarding the ACB trap case, the entire record was sent to Telangana State for further action, since he is working in TS.

5. In the reference 9th read above, the Commissioner of Prohibition & Excise, A.P., Vijayawada has furnished detailed report stating that as per the G.O.Ms.No.187 dated: 25.04.1985 as at para No. (13) there is no provision for convening review DPC once the name of individual was included in a particular panel year by the DPC and accepted by the Government and therefore requested to promote Sri K.Pradeep Rao notionally as Prohibition & Excise Superintendent as the individual was included by the DPC in the panel year 2013-14 at Roster Point No.76 and at which his name deferred the promotion till the termination of disciplinary cases pending against him, in order to implement the orders of the Hon'ble High Court, subject to outcome of the W.P.No. 9483/2020 and disciplinary cases.

6. After careful examination of the matter, Government have decided to implement the orders of the Hon'ble High Court and accordingly hereby promote Sri K. Pradeep Rao, P&ES presently working as District Proh. & Excise Officer, Malkajgiri, Medchal Malkajgiri District in Telangana notionally to the cadre of Prohibition & Excise Superintendent on par with his juniors in the panel year 2013-14, subject to outcome of the W.P.No. 9483/2020 and disciplinary cases.

7. The Commissioner of Prohibition & Excise, A.P., shall take necessary further action in the matter accordingly.

8. The above notional promotion shall be subject to the outcome of SLPs /WPs /OAs /CAs /RPs etc., pending if any in the Hon'ble Supreme Court/ High Court/ Tribunal, as the case may be.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**Dr. RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

The Commissioner of Prohibition & Excise, Andhra Pradesh,
RS.No.88-2B, Sai Vihar Apartments, Poultry Farm Road,
Prasadampadu(Village), Vijayawada (Rural Mandal), Krishna District.
The individual through the Commissioner of Prohibition & Excise, AP, Vijayawada.

Copy to:

The Accountant-General, AP.
The Revenue (Vig.IV) Department.
The Director of Treasuries & Accounts, AP., Vijayawada.
The P.S. to Deputy Chief Minister (Excise & CT).
The P.S. to Spl. C.S., to Government (CT, P&E, R&S)
SF/SC

//FORWARDED::BY ORDER //

S. C. Aravind
SECTION OFFICER.